

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450
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#19

Barry L. Copeland Alcon Laboratories 6201 South Freeway Fort Worth Texas 76134-2099 Re: Patent Term Extension Application for U.S. Patent No. 5,889,052

MAILED

JAN 1 6 2004

Dear Mr. Copeland:

## **REEXAM UNIT**

RE: TRAVATAN® (travoprost)

FDA Docket No.: 01E-0362

A certificate under 35 U.S.C. § 156 is enclosed extending the term of U.S. Patent No. 5,889,052 for a period of 486 days. While a courtesy copy of this letter is being forwarded to the Food and Drug Administration (FDA), you should directly correspond with the FDA regarding any required changes to the patent expiration dates set forth in the Patent and Exclusivity Data Appendix of the Orange Book (Approved Drug Products with Therapeutic Equivalence Evaluations) or in the Patent Information set forth in the Green Book (FDA Approved Animal Drug Products). Effective August 18, 2003, patent submissions for publication in the Orange Book and Docket \*95S-0117 need to be submitted on form FDA-3542 which may be downloaded from the PSC Forms Download Website: http://forms.psc.gov/forms/FDA/fda.html.

Telephone inquiries regarding this communication should be directed to the undersigned at (703)306-3159.

Karin Ferriter

Karin Ferriter
Senior Legal Advisor
Office of Patent Legal Administration
Office of the Deputy Commissioner
for Patent Examination Policy

cc: David T. Read

Health Assessment Policy Staff
Acting Director Health Assessment Policy Staff (

Acting Director Health Assessment Policy Staff, CDER

Food and Drug Administration 1451 Rockville Pike, HFD-7 Rockville, MD 20852

## UNITED STATES PATENT AND TRADEMARK OFFICE

## (12) CERTIFICATE EXTENDING PATENT TERM UNDER 35 U.S.C. § 156

(68) PATENT NO. : 5,889,052

(45) ISSUED : March 30, 1999

(75) INVENTOR : Peter G. Klimko, et al.

(73) PATENT OWNER Alcon Laboratories, Inc.

(95) PRODUCT : TRAVATAN® (travoprost)

This is to certify that an application under 35 U.S.C. § 156 has been filed in the United States Patent and Trademark Office, requesting extension of the term of U.S. Patent No. 5,889,052 based upon the regulatory review of the product TRAVATAN® (travoprost) by the Food and Drug Administration. Since it appears that the requirements of the law have been met, this certificate extends the term of the patent for the period of

(94) 486 days

from August 3, 2013, the original expiration date of the patent, subject to the payment of maintenance fees as provided by law, with all rights pertaining thereto as provided by 35 U.S.C. § 156(b).

I have caused the seal of the United States Patent and Trademary Office to be affixed this 7th day of January 2004.

JAMES E. ROGAN

Under Secretary of Commerce for Intellectual Property and Director of the Smited States Patent and Trademark Office